Entered - 8-28-00 - sb CL 00L0513 - GWENDOLYN BURNS

CLAIM OF: STATE FARM INSURANCE COMPANIES as subrogee of Joseph Zagranski 11350 Johns Creek Parkway Duluth, Georgia 30098

01- / -0257

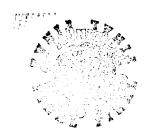
For vehicular damages alleged to have been sustained as a result of a sidewalk that was under construction and left in an open and unsafe condition on May 11, 2000 at 390 Simpson Street.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:



BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **STATE FARM INSURANCE COMPANIES as subrogee of JOSEPH ZAGRANSKI** the sum of \$1,154.86 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of a sidewalk that was under construction and left in an open and unsafe condition on May 11, 2000 at 390 Simpson Street as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN CITY AT COM. PSILA BY: PROVED: SUSAN CITY AT ROSALIND RUBB		- ^ A-
CHAS OF THE DEPUTY CITY AT	TORNEY WAS 1, C	
Clela Hinslen	MAR 0 5 2001	APPROVED MAR 1 4 2001 VARIABLE SIGNATURE
per destinate in make an intermediate and a control of the second of the	ATLANTA CITY COUNCIL PRESIDENT	BY OFFICE ON OF LAW



MUNICIPAL CLERK ATLANTA, GEORGIA

01-R-0257

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to State Farm Insurance Companies as subrogee of Joseph Zagranski in the sum of \$1,154.86 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a sidewalk that was under construction and left in an open and unsafe condition on May 11, 2000 at 390 Simpson Street as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A trule copy,

Deputy Clerk

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

March 5, 2001

March 14, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. <u>00L0513</u>	Date: February 13, 2001					
Claimant /Victim JOSEPH ZAGRANSKI						
BY: (Atty) (Ins. Co.) STATE FARM INSURANCE COMPANY						
Address: 11350 Johns Creek Parkway, Duluth, Georgia 30						
Subrogation: X Claim for Property damage \$ 1,154.86 Bodily Injury \$						
Date of Notice: 12/28/00 Method	l: Written, proper X Improper					
Conforms to Notice: O.C.G.A. §36-33-5 X	Ante Litem (6 Mo.) X					
Date of Occurrence 5/11/00 Place:	390 Simpson Street					
Department PUBLIC WORKS Division	: Street					
Employee involved						
NATURE OF CLAIM: Claimant sustained property damage	when he drove his vehicle over a steel pipe that was protrudi					
from a sidewalk into the roadway. An investigation determin						
in an unsafe condition.						
INVESTIGATION:						
Statements: City employee X Claimant	Others OralX					
Pictures Diagrams Reports: Police _	Dept Report X Other					
Traffic citations issued: City Driver	_ Claimant Driver					
Citation disposition: City Driver	Claimant Driver					
•						
BASIS OF RECOMMENDATION:						
Francking Community	Ministerial V					
Function: Governmental More than Six Months	Other Damages reasonable Y					
City and involved.	Compromise settlement					
City not involved Offer rejected	Panair/replacement by City Forces					
Repair/replacement by Ins. Co City Negligent X						
Claimant Negligent City Negligent_ A	Joint Claim Abandoned					
	Respectfully submitted,					
	\mathcal{A}_{α}					
	Muluaya Dum					
	INVESTIGATOR - GWENDOLYN BURNS					
	INVESTIGATOR - G VENDOL IN BURNS					
RECOMMENDATION:						
	count charged: 1A01 X 2J01 2H01 2H01					
Claims Manager: //////	Concur/date <u>82-/57</u>					
Committee Action:	Council Action					
FORM 23-61						
101011 25 01						

"State Farm Insurance Companies



Auto Claim Central - Subrogation U 11350 Johns Creek Parkway Duluth, GA 30098-0001

August 17, 2000

ENTERED - 8-28-00 - SB 00L0513 - GWEN BURNS

Diane Mitchell City Of Atlanta Law Dept 68 Mitchell St 14th Floor 4100 Atlanta, GA 30335-0332

RE: Claim Number: 11-3463-037

Date of Loss: May 11, 2000

Our Insured: Joseph Zagranski

Dear Ms. Mitchell:

We are writing to you with reference to damage which occurred on May 11, 2000.

The property is insured by our Company and the damage was in the amount of \$1154.86.

Our investigation indicates you are responsible for this damage, and we are, therefore, looking to you for reimbursement.

If you have insurance, please refer this letter to your insurance company for discharge of your obligation, and inform us as to your insurance company name, address, and your policy number. If you do not have insurance, please forward your remittance in the above amount.

Please use the enclosed self-addressed envelope when replying so that your payment will receive prompt acknowledge.

If you have any questions, please call us at the number below between the hours of 7:00 A.M. and 5:00 P.M. Monday through Friday. Whenever you call, anyone on our team will be available to assist you.

Sincerely,

Adrienne Burney, Team 13

Claim Expediter (770) 418-5744

State Farm Mutual Automobile Insurance Company

= 7/3463-031

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0513 \$ 1,154,86	
IN CONSIDERATION of the sum of ONE THOUSAND ONE HUNDRED FIFTY-FOUR AN	TD 86/100
DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby ackr	owledged,
I do hereby for myself my heirs, executors, administrators, and assigns, release and forever discharge	e said City,
its officers and employees, from any and all property damage claims, demands, actions, causes of ac	ction, suits,
damages, loss and expenses, of whatsoever kind or nature for or on account of anything that has heretofor	e occurred,
and particularly for or on account of a vehicular incident	
which occurred on or about the day of day of	<u>, 2000</u> ,
at or near 390 Simpson Street	·
It is further understood and agreed that the payment of the above named sum is not to be consideration on the part of the City, its officers, agents, servants or employees, of any liability whatsoe undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its office servants and employees, from any and all claims, damages or costs which the said City of Atlanta, agents, servants and employees, may be called upon to make as a result of the event hereinbefore reference and indemnification is to of the sum stated above; that no other promise or agreement of any kind or nature has been made to or said City or its agents to cause me to sign this release, and that I fully understand the meaning and in instrument.	ver and the ers, agents, its officers, rred to. he payment with me by
WITNESS my hand and seal this day of, 20	0 <u>/2/</u>
STATE FARM INSURANCE COMPANIES a of Joseph Zagranski	(LS) as subrogee
1 C	•
M . $\mathcal K$	
The above release was read and explained to, and signed by the said	uney
in our presence on the date above wr	itten
ill our presence on the date above wi	ittoii.
Jody Mulli	



RCS# 2689 3/05/01 6:36 PM

Atlanta City Council

Regular Session

CONSENT

Pages: 1 thru. 13

ADOPT

YEAS: 12 SEE A

ABSTENTIONS: 0

NOT VOTING: 3

EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF

ITEMS ADOPTED/ADVERSED

ON CONSENT AGENDA

01-R-0346

NV McCarty Y Starnes	Y Dorsey Y Woolard	Y Moore NV Martin	Y Emmons	ITEM (S) REMOVED FROM CONSENT AGENDA
Y Bond	Y Morris	B Maddox	Y Alexander	01-0-0240
Y Winslow	Y Muller	Y Boazman	MV Ditte	01-R-0307

CONSENT

ITEMS ADOPTED ON CONSENT AGENDA

ITEMS ADVERSED ON CONSENT AGENDA

03/05/01 Council Meeting

- 1. 01-0-0179
- 2. 01-0-0348
- 3. 00-O-1657
- 4. 01-0-0355
- 5. 01-O-0152
- 6. 01-R-0190
- 7. 01-R-0349
- 8. 01-R-0351
- 9. 01-R-0290
- 10. 01-R-0304
- 11. 01-R-0305
- 12. 01-R-0369
- 13. 01-R-0370
- 14. 01-R-0297
- 15. 01-R-0300 16. 01-R-0298
- 17. 01-R-0299
- 17. U1-R-0299
- 18. 01-R-0251 19. 01-R-0252
- 20. 01-R-0253
- 21. 01-R-0254
- 22. 01-R-0255
- 23. 01-R-0256
- 24. 01-R-0257
- 25. 01-R-0258
- 26. 01-R-0259
- 27. 01-R-0260
- 28. 01-R-0261
- 29. 01-R-0262
- 30. 01-R-0263
- 31. 01-R-0264
- 32. 01-R-0265
- 33. 01-R-0266
- 34. 01-R-0267
- 35. 01-R-0268
- 36. 01-R-0269
- 37. 01-R-0291
- 38. 01-R-0292

- 39. 01-R-0270
- 40. 01-R-0271
- 41. 01-R-0272
- 42. 01-R-0273
- 43. 01-R-0274
- 44. 01-R-0275
- 45. 01-R-0276
- 46. 01-R-0277
- 47. 01-R-0278 48. 01-R-0279
- 49. 01-R-0280
- 45. 01-R-0200
- 50. 01-R-0281 51. 01-R-0282
- 52. 01-R-0283
- 53. 01-R-0284
- 54. 01-R-0285
- 55. 01-R-0286
- 56. 01-R-0287
- 57. 01-R-0288
- 58. 01-R-0289